

REFERENCE TITLE: county formation; technical correction

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HB 2021

Introduced by  
Representative McClure

AN ACT

AMENDING SECTION 11-135, ARIZONA REVISED STATUTES; RELATING TO COUNTY FORMATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 11-135, Arizona Revised Statutes, is amended to  
3 read:

4              11-135. Filing of petition; review; certification of results

5       A. Completed petitions shall be filed with the secretary of state. All  
6 copies and counterparts of the petition shall be filed at the same time.

7       B. The secretary of state shall not accept the petition unless the  
8 signatures have been obtained and the petition is submitted for filing,  
9 within two hundred seventy days after the filing of the notice of intention  
10 to circulate petitions. If the petition does not meet this requirement, the  
11 petition is insufficient and the secretary of state shall file it as a public  
12 record without prejudice to the filing of a new petition and immediately  
13 notify BY CERTIFIED MAIL the person or organization proposing the new  
14 counties stating the reason for the insufficiency.

15      C. On receipt of a petition which meets the requirements of subsection  
16 B, the secretary of state shall immediately transmit a copy to the county  
17 recorder of each affected county with an order to examine the signatures from  
18 his respective county within twenty days. The recorder shall compare the  
19 names of a random sampling of at least five per cent of the persons from his  
20 county signing the petition with the county registration records and certify  
21 the results to the secretary of state.

22      D. After the secretary of state receives the results from all affected  
23 county recorders, he shall determine whether the petition is sufficient. If  
24 the petition is insufficient, the secretary of state shall immediately notify  
25 by certified mail the person or organization proposing the formation of the  
26 new counties and the clerk of the board of supervisors of each affected  
27 county stating the reason for the insufficiency and file the petition as a  
28 public record without prejudice to the filing of a new petition. If the  
29 petition is sufficient, the secretary of state shall immediately transmit  
30 copies of his certification to the person or organization proposing the new  
31 counties, the clerk of the board of supervisors of each affected county, the  
32 president of the senate, the speaker of the house of representatives, each  
33 legislator whose district is in an affected county, the attorney general and  
34 the governor.

35      E. A petition may not be filed under this section within three years  
36 of the date of certification of a prior petition which included in its  
37 description of boundaries for a proposed county any territory which is the  
38 subject of the new petition.